PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OLIFF & BERRIDGE, PLC
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Attorney Docket No.: WPB 29683C

Date: February 23, 2000

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

CONTINUING APPLICATION TRANSMITTAL RULE 1.53(b)

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is a

☐ Continuation ☒ Divisional ☐ Continuation-in-Part

application of prior pending Application No. 09/146,521, filed September 3, 1998,

For (Title): NEW POLYESTER POLYURETHANES, PROCESS FOR PREPARING THEM, PSEUDOLATICES PRODUCED FROM THE SAID POLYESTER POLYURETHANES AND THEIR USE IN COSMETIC COMPOSITIONS

By (Inventors): Jean MONDET (Drancy, France), Bertrand LION (Livry-Gargan, France), Nathalie MOUGIN (Paris, France), Valérie de LA POTERIE (Le Chatelet en Brie, France), and Bertrand PIOT (La Garenne-Colombes, France)

1. ☒ A Declaration and Power of Attorney is attached. The attached Declaration and Power of Attorney is:

   ☒ a. A copy of the Declaration and Power of Attorney from the parent application. (Used with the same or fewer inventors and (a) a copy of the prior application or (b) a revised, reformatted or edited version of the prior application that does not contain new matter.)

   ☐ b. A new Declaration and Power of Attorney. (Used with the same, fewer or additional inventors and (a) a copy of the prior application, (b) a revised, reformatted or edited version of the prior application that does not contain new matter, or (c) a new specification.)

2. ☒ The filing fee is calculated below:

CLAIMS IN THE APPLICATION AFTER ENTRY OF ANY PRELIMINARY AMENDMENT NOTED BELOW

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	7 - 20	= *0
INDEP CLAIMS	1 - 3	= *0
☐ MULTIPLE DEPENDENT CLAIMS PRESENTED		

* If the difference is less than zero, enter "0".

SMALL ENTITY			OTHER THAN A SMALL ENTITY	
RATE	FEE	OR	RATE	FEE
	$ 345	OR		$ 690
x 9 =	$	OR	x 18	$
x 39 =	$	OR	x 78	$
+130 =	$	OR	+260	$
TOTAL	$	OR	TOTAL	$690

3. ☒ Check No. 106434 in the amount of $690 to cover the filing fee is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

4. ☐ Cancel claims _____ of the application before calculating the filing fee. At least one independent claim is retained for filing purposes.

DEPOSIT ACCOUNT USE AUTHORIZATION
Please grant any extension necessary for entry;
Charge any fee due to our Deposit Account No. 15-0461

5. ☒ Amend the specification by inserting before the first line the sentence:

--This is a ☐ Continuation ☒ Division ☐ Continuation-in-Part of Application No. 09/146,521 filed September 3, 1998, which in turn is a continuation-in-part of Application No. 08/652,943 filed May 24, 1996, now abandoned, which in turn is a divisional of Application No. 08/283,765, filed August 1, 1994, now abandoned. The entire disclosure of the prior applications is hereby incorporated by reference herein in its entirety.--

6. ☐ Formal drawings (Fig(s)._____) are attached.

7. ☒ Priority of foreign application(s) No. 93-09608 filed August 4, 1993 in France is claimed under 35 U.S.C. §119 and/or §365(b).

☒ The certified copy was filed in prior Application No. 08/283,765 on August 1, 1994.

☐ A certified copy of the above foreign application(s) is filed herewith.

8. ☐ Priority of U.S. Provisional Application(s) No. _____ filed _____ is claimed under 35 U.S.C. §119.

☐ Amend the specification by inserting before the first line the sentence:

--This nonprovisional application claims the benefit of U.S. Provisional Application(s) No. _____ filed _____.--

9. ☒ The prior application is assigned of record to L'OREAL recorded at Reel 9594, Frame 0265-0266.

10. ☐ This application is filed by fewer than all the inventors named in the prior application (37 C.F.R §1.53(b)(1)). Delete the following inventor(s) named in the prior application:

_____ _____

_____ _____

11. ☒ A Preliminary Amendment is attached. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the application.

12. ☒ An Information Disclosure Statement is attached.

13. ☐ Small entity status:

☐ a. A small entity statement is attached.

☐ b. A small entity statement was filed in the parent application and such status is still proper and desired.

☐ c. Small entity status is no longer claimed.

14. ☐ Other: _____

15. ☒ The power of attorney in the application is to James A. Oliff, Registration No. 27,075, William P. Berridge, Registration No. 30,024, Kirk M. Hudson, Registration No. 27,562, Thomas J. Pardini, Registration No. 30,411, Edward P. Walker, Registration No. 31,450, Robert A. Miller, Registration No. 32,771, Mario A. Costantino, Registration No. 33,565 and/or Caroline D. Dennison, Registration No. 34,494.

☐ a. The power appears in the attached Declaration and Power of Attorney.

☐ b. Since the power does not appear in the attached Declaration and Power of Attorney, a substitute Power of Attorney is also attached.

16. ☒ Address all future communications to:

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P.O. Box 19928
Alexandria, Virginia 22320

Respectfully submitted,

William P. Berridge
Registration No. 30,024

Christopher W. Brown
Registration No. 38,025

Filed: February 23, 2000

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Jean MONDET et al. Group Art Unit:

Application No.: New Rule 53(b) Divisional Application of Application No. 09/146,521

Filed: February 23, 2000 Docket No.: WPB 29683C

For: NEW POLYESTER POLYURETHANES, PROCESS FOR PREPARING THEM, PSEUDOLATICES PRODUCED FROM THE SAID POLYESTER POLYURETHANES AND THEIR USE IN COSMETIC COMPOSITIONS

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

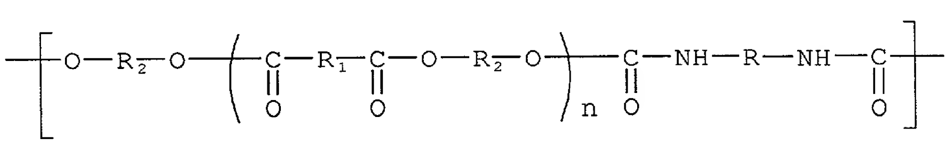
Prior to initial examination of the above-identified divisional application, please amend the application as follows:

IN THE CLAIMS:

Please cancel claims 1-12 without prejudice or disclaimer.

Please add new claims 13-19 as follows:

--13. A stable pseudolatex comprising particles of a neutralized polyester polyurethane, wherein the polyester polyurethane contains units corresponding to the following formulae (I) and (II):



(I)

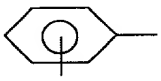
in which:

R represents an alkylene or cycloalkylene radical or a bivalent aromatic radical having from 6 to 15 carbon atoms,

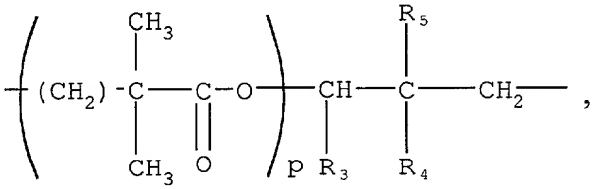
n represents an integer such that the molecular weight of the recurring unit is between 400 and 5,000,

R_1 represents a bivalent radical selected from the group consisting of:

(i) $-(CH_2)_m-$, m being an integer between 2 and 12, and

(ii)  , the movable bond being in the ortho, meta or para position,

R_2 represents a bivalent radical selected from the group consisting of:

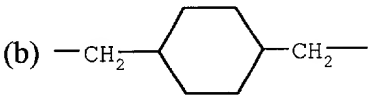
(a)  ,

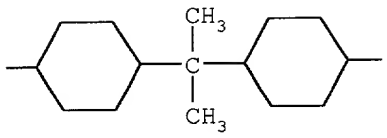
R_3 representing a hydrogen atom or a branched alkyl radical having from 1 to 3 carbon atoms,

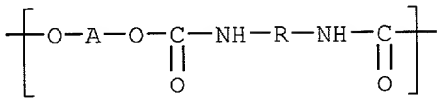
R_4 representing a hydrogen atom or a linear or branched alkyl radical having from 1 to 4 carbon atoms,

R_5 representing a linear or branched alkyl radical having from 1 to 4 carbon atoms, and

p being 0 or 1;

(b)  ; and

(c)  ; and

 (II)

in which:

R is as defined above for the units of formula (I),

A represents an alkylene radical having from 2 to 20 carbon atoms, substituted with a carboxylic or sulphonic acid function, or interrupted by a tertiary nitrogen atom,

wherein the mole ratio between the units (II) and units (I) being between 1:1 and 10:1,

wherein the carboxylic acid or sulphonic acid function is neutralized with a neutralizing agent selected from the group consisting of an inorganic base and an organic base, and the tertiary nitrogen atom is neutralized with a neutralizing agent selected from the group consisting of an inorganic acid and an organic acid, the degree of neutralization being between 20 and 100%, and

wherein the average diameter of the particles is between 5 and 300 nm.--

--14. Pseudolatex according to Claim 13, wherein the inorganic base or organic base is selected from the group consisting of sodium hydroxide, potassium hydroxide, ammonia solution, 2-amino-2-methyl-1-propanol (AMP), triethanolamine, triisopropanolamine (TIPA), monoethanolamine, diethanolamine, tris(2-hydroxy-1-propyl)amine, 2-amino-2-methyl-1,3-propanediol (AMPD), 2-amino-2-hydroxymethyl-1,3-propanediol and lysine.--

--15. Pseudolatex according to Claim 13, wherein the inorganic acid or organic acid is selected from the group consisting of hydrochloric acid, lactic acid, glycolic acid and mandelic acid.--

--16. Cosmetic composition comprising the pseudolatex according to Claim 13 in a cosmetic carrier.--

--17. Cosmetic composition according to Claim 16, wherein the pseudolatex is present in a proportion of between 0.5 and 30% by weight relative to a total weight of the cosmetic composition.--

--18. Cosmetic composition according to Claim 16, wherein the pseudolatex is present in a proportion of between 1 and 25% by weight relative to a total weight of the cosmetic composition.--

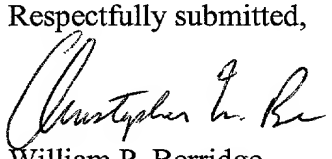
--19. Pseudolatex according to Claim 13, wherein the neutralized polyester polyurethane is non-crosslinked.--

REMARKS

Claims 13-19 are pending herein. By this Preliminary Amendment, claims 1-12 are canceled and new claims 13-19 are added. No new matter is added by this Preliminary Amendment, claims 13-18 being supported in originally filed Application No. 08/283,764 filed August 1, 1994 at, for example, original claims 13-17. New claim 19 is supported in the parent application.

Early and favorable examination on the merits is earnestly solicited. Should the Examiner have any questions concerning this application, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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NEW POLYESTER POLYURETHANES, PROCESS FOR PREPARING THEM, PSEUDOLATICES PRODUCED FROM THE SAID POLYESTER POLYURETHANES AND THEIR USE IN COSMETIC COMPOSITIONS

FIELD OF THE INVENTION

The present invention relates to a new family of polyester polyurethanes film-forming resins, to a process for preparing them, to pseudolatices produced using said polyester polyurethanes resins and also to cosmetic compositions containing said pseudolatices.

BACKGROUND

It is common practice to use polyurethanes as film-forming resin in many cosmetic formulations, and in particular in different make-up products such as nail varnishes, mascaras and eyeliners. To be satisfactory, the resin must possess not only good film-forming properties, but also good staying properties, that is to say must be difficult to remove from its support by simply washing with water or by means of detergents.

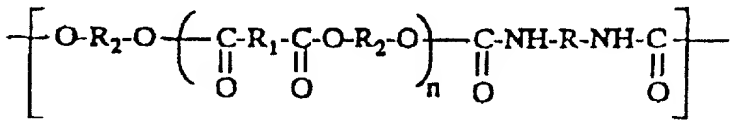
In Patent Application EP 418,469, nail varnish compositions containing aqueous dispersions of aliphatic polyurethanes as film-forming resin have been described.

In Patent Application EP 391,322, nail varnishes containing an aqueous dispersion of a polyurethane and/or of a polyurethane copolymer have also been described.

The use of these resins does not, however, enable compositions possessing good cosmetic properties to be procured, as a result, in particular, of a lack of staying power.

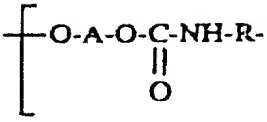
SUMMARY OF THE INVENTION

The present invention relates to polyurethanes and a process for preparing them. These polyester polyurethanes contain units corresponding to the following formulae (I) and (II):



(I)

and



(II)

The polyester polyurethanes according to the present invention form pseudolatices and may be utilized as film-forming resin in cosmetic compositions.

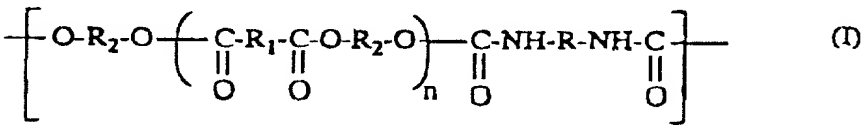
It has now been found that, surprisingly and unexpectedly, a new family of polyester polyurethanes not only possess good film-forming properties, but also enable films possessing both great rigidity and excellent resistance to removal by water and detergents to be obtained.

It has been possible to obtain these excellent properties as a result of the particular choice of an α,w-dihydroxy polyester participating in the synthesis of the polyester polyurethanes according to the invention.

The polyester polyurethanes according to the invention make it possible to prepare pseudolatices which also have very good staying power and which, furthermore, are especially stable without the use of additional surfactants, in as much as they contain, in addition, ionic functions.

DESCRIPTION OF THE PREFERRED EMBODIMENTS

The subject of the present invention is, as a new industrial product, a polyester polyurethane containing units corresponding to the following formulae (I) and (II):



(I)

in which:

R represents an alkylene or cycloalkylene radical or a bivalent aromatic radical having from 6 to 15 carbon atoms,

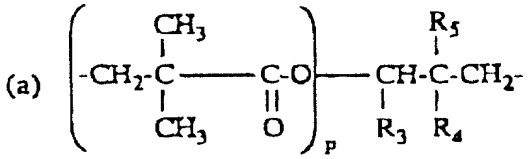
n represents an integer such that the molecular weight of the recurring unit is between 400 and 5,000,

R_1 represents a bivalent radical chosen from the group consisting of:

(i) $-(CH_2)_m-$, m being an integer between 2 and 12, and

(ii)  , the movable bond being in the ortho, meta or para position,

R2 represents a bivalent radical chosen from the group consisting of:

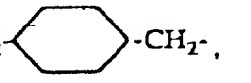
(a) 

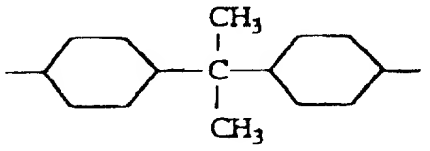
R_3 representing a hydrogen atom or a branched alkyl radical having from 1 to 3 carbon atoms,

R_4 representing a hydrogen atom or a linear or branched alkyl radical having from 1 to 4 carbon atoms,

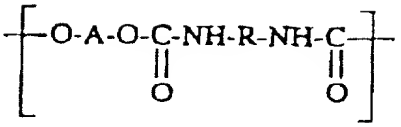
R_5, representing a linear or branched alkyl radical having from 1 to 4 carbon atoms, and

p being 0 or 1,

(b)  ,

(c)  , and

, and



(II)

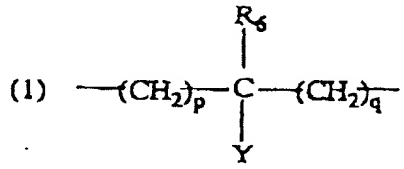
in which:

R is as defined above for the units of formula (I),

A represents an alkylene radical having from 2 to 20 carbon atoms, substituted with a carboxylic or sulphonic acid function, in salified or unsalified form, or interrupted by a tertiary nitrogen atom, the mole ratio between the units (II) and (I) being between 1:1 and 10:1, and preferably between 1:1 and 5:1.

The bivalent radical R of the unit of formula (I) is preferably chosen from the group consisting of hexamethylene, 4,4'-biphenylenemethane, 2,4-and/or 2,6-tolylene, 1,5-naphthylene, p-phenylene and 4,4'-methylenebis(cyclohexyl) radicals and the bivalent radical derived from isophorone.

The bivalent radical A of the unit of formula (II) is preferably chosen from the group consisting of:

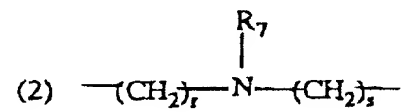


(1)

R_6 representing a linear or branched alkyl radical having from 1 to 3 carbon atoms,

Y representing a carboxylic acid or sulphonic acid group or a salt thereof, and

t and q, which may be identical or different, representing an integer between 1 and 5,

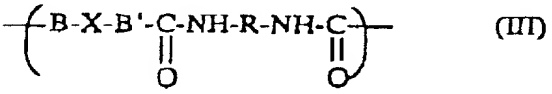


(2)

R, representing a linear or branched alkyl radical having from 1 to 4 carbon atoms, and

r and s, which may he identical or different, representing an integer between 1 and 10.

The polyester polyurethanes according to the invention can, in addition, contain units corresponding to the following formula (III):



(III)

in which:

R is as defined above for the units of formula (I),

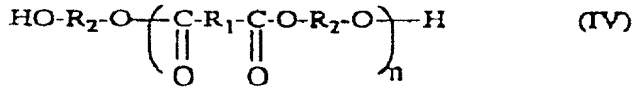
B and B', which may be identical or different, represent -O- or -NH-, it not being possible for B and B' simultaneously to represent -O-, and

X represents an alkylene or cycloalkylene radical having from 2 to 12 carbon atoms or a hivalent aromatic radical having from 6 to 12 carbon atoms,

the said unit being present in a proportion such that the mole ratio of the sum of the units of formulae (II) and (III) to the units of formula (I) is an integer between 1 and 10, and preferably between 1 and 5.

The molecular weight of the polyester polyurethanes according to the invention, measured by steric exclusion chromatography, is generally between 4,000 and 500,000, and preferably between 6,000 and 200,000.

The subject of the present invention is also the process for preparing said polyester polyurethanes. This process consists in reacting, in an organic solvent, an α,w-dihydroxy polyester corresponding to the following formula (IV):



(IV)

in which:

R_1, R_2 and n are as defined above for the units of formula (I),

with an excess of a diisocyanate corresponding to the following formula (V):

$$O=C=N-R-N=C=O \qquad (V)$$

in which R is as defined above for the units of formula (I),

and then in coupling the chains of the polyester polyurethane obtained above with a diol corresponding to the following formula (VI):

$$HO-A-OH \qquad (VI)$$

in which:

A is as defined above for the units of formula (II),

at a temperature of between 40 and 100°C in the presence of a tin salt as catalyst.

The organic solvent used in the process according to the invention is preferably chosen from the group consisting of acetone, methyl ethyl ketone, tetrahydrofuran and 1,2-dichloroethane, these solvents being inert with respect to isocyanate groups.

The tin salt is preferably chosen from tin 2-ethylhexanoate and dibutyltin dilaurate.

The α,ω-dihydroxy polyester of formula (IV) used as starting material in the synthesis of the polyester polyurethanes according to the invention preferably has a molecular weight of between 400 and 5,000.

Among especially preferred α,ω-dihydroxy polyesters of formula (IV), there may be mentioned that in which R_2 represents a bivalent radical of formula:

$$-CH_2-\underset{\displaystyle CH_3}{\overset{\displaystyle CH_3}{\overset{|}{\underset{|}{C}}}}-CH_2-$$

and R_1 represents $-(CH_2)_6-$ or a p-phenylene radical.

The diisocyanate of formula (V) used in the process according to the invention is preferably chosen from the group consisting of diphenylmethane 4,4'-diiso-

cyanate and dicyclohexylmethane 4,4'-diisocyanate (or dicyclohexylmethylene 4,4'-diisocyanate).

The diol of formula (VI) used in the process according to invention is preferably chosen from the group consisting of dimethylolpropionic acid and N-methyldiethanolamine.

According to a particular embodiment of the process according to the invention, a coupler corresponding to the following formula (VII):

H-B-X-B'-H (VII)

in which:

B, B' and X are as defined above for the units of formula (III),

is reacted in addition.

Preferably, the coupler is chosen from the group consisting of 1,3-diaminopropane and ethanolamine.

The polyester polyurethane obtained according to the above process is in non crosslinked form and can optionally be purified, for example by precipitation in a non-polar solvent such as cyclohexane.

The subject of the present invention is also, as a new industrial product, a stable pseudolatex consisting of particles of non crosslinked polyester polyurethane as defined and obtained above, neutralized using a neutralizing agent which can be either an inorganic or organic base when the radical A of the units of formula (II) is substituted with a carboxylic or sulphonic acid function, or an inorganic or organic acid when the radical A of the units of formula (II) is interrupted by a tertiary nitrogen atom, to a degree of neutralization of between 20 and 100 %, the average diameter of the particles being between 5 and 300 nm.

According to the invention, the term "pseudolatex" is understood to mean a suspension consisting of generally spherical particles of the polyester polyurethane, these being obtained by dispersion of the polyester polyurethane in a suitable aqueous phase. The term "pseudolatex" should not be confused with the term "latex" or "synthetic

latex", which is also a suspension consisting of particles of a polymer, but in which the said particles are obtained directly by polymerization of one or more monomers in a suitable aqueous phase.

The pseudolatices according to the invention are obtained according to known methods of preparation of pseudolatices, subject, however, to certain features which will be mentioned below.

The conventional process for preparing pseudolatices consists in dissolving a water-insoluble polymer in an organic solvent which is soluble or partially soluble in water, in dispersing the dispersion thereby obtained in water while stirring and removing the organic solvent by evaporation under vacuum, which leads to a suspension consisting of particles of the polymer whose size is generally less than one micrometer.

According to this general process, the use of a surfactant, a mixture of surfactants or a protective colloidal polymer, or alternatively of a surfactants/protective colloidal polymer mixture, is essential for the purpose of obtaining good stabilization of the particles.

In contrast, the polyester polyurethanes according to the invention, containing partially or completely neutralized ionic functions, enable especially stable pseudolatices to be obtained in the absence of a hydrophilic stabilizer, a surfactant or a protective colloid.

It is self-evident that the acidic or basic nature of the neutralizing agent which it will be appropriate to use in order to neutralize the polyester polyurethane will be dependent on the nature of the ionic functions borne by the said polyester polyurethane.

When the polyester polyurethane contains a carboxylic or sulphonic acid function, the neutralizing agent can be an inorganic base such as sodium hydroxide, potassium hydroxide or ammonia solution, or an organic base such as an amino alcohol chosen from 2-amino-2-methyl-1-propanol (AMP), triethanolamine, triisopropanol-

amine (TIPA), monoethanolamine, diethanolamine, tris(2-hydroxy-1-propyl)amine, 2-amino-2-methyl-1,3-propanediol (AMPD) and 2-amino-2-hydroxymethyl-1,3-propanediol, or alternatively a diamine such as lysine.

When the polyester polyurethane contains a tertiary amine function, the neutralizing agent can be an inorganic acid such as hydrochloric acid or an organic acid such as lactic acid, glycolic acid or mandelic acid.

The neutralization may be carried either *in situ* in the solution of the polyester polyurethane in the organic solvent, by adding the specified amount of neutralizing agent, or during the preparation of the emulsion, the neutralizing agent then being in the aqueous phase of the emulsion. The organic solvent used must be a volatile solvent or a mixture of such solvents possessing a boiling point below that of water, and be miscible or partially miscible with water.

The organic solvent as defined above is preferably chosen from acetone, methyl ethyl ketone, tetrahydrofuran, methyl acetate, ethyl acetate, isopropanol and ethanol.

After the completely or partially neutralized polyester polyurethane has been obtained in the organic solvent, an emulsion is then prepared by pouring into the organic solution obtained, while stirring, a suitable amount of water optionally containing an antifoaming agent whose role will be to facilitate the subsequent evaporation of the organic phase.

According to a variant of the process as defined above, the neutralization of the ionic functions of the polyester polyurethane, dissolved in an organic solvent, may be carried out during the formation of the emulsion by pouring in an aqueous solution containing the requisite amount of the neutralizing agent.

During the formation of the emulsion, the stirring is preferably carried out using a shearing disperser of the Moritz or Ultra Turrax or Raineri type, equipped with deflocculating blades.

The emulsion thereby obtained is especially stable without it being necessary to employ a surfactant, inasmuch as the ionic groups of the polyester polyurethane place themselves at the interface with the water and protect the droplets from coalescence by electrostatic repulsion.

After formation of the emulsion at a temperature between room temperature and 70°C approximately, the organic solvent is then evaporated off under reduced pressure until it has been removed completely, the evaporation preferably being carried out under gentle heating.

A pseudolatex, that is to say an aqueous dispersion of particles of the film-forming polyester polyurethane, is thereby obtained, which pseudolatex is free from any surfactant or from any other hydrophilic stabilizer while being very stable.

The average size of the particles of the pseudolatex and their polydispersity may be adjusted by varying, during the preparation of the said pseudolatex, the respective proportions between the polyester polyurethane, the organic solvent and water, thus modifying, in particular, the viscosity of the said pseudolatex and the sheen of the film obtained after evaporation. The average size of the particles also depends on the degree of neutralization and on the nature of the neutralizing agent.

According to a preferred embodiment of the pseudolatices according to the invention, the average size of the particles is between 10 and 250 nm.

The size polydispersity of the particles, measured by quasi-elastic light scattering, is generally less than 0.5 and preferably between 0.05 and 0.4.

The polyester polyurethanes according to the invention may be plasticized in order to improve film formation at room temperature. The plasticizing may he carried out by mixing the pseudolatex of polyester polyurethane according to the invention with an aqueous

dispersion of a polyether polyurethane or polyester polyurethane having elastomeric character, these dispersions being of the same ionic nature as the polyester polyurethane according to the invention.

As dispersions of polyether polyurethanes having elastomeric character and of anionic nature, those sold under the names "Sancure 861" or "Sancure 878" by the company Sanncor, or under the name "Neorez-R970" by the company ICI, may be mentioned in particular.

As dispersions of polyester polyurethanes having elastomeric character and of ionic nature, that sold under the name "Neorez-R974" by the company ICI may be mentioned in particular.

The plasticizing may also be carried out using non-polymeric traditional plasticizers. It is then necessary for the plasticizer to be a good solvent for the polyester polyurethane according to the invention, and preferably to be insoluble in water. Among hydrophobic plasticizers, there may be mentioned, in particular:

- diethyl, dibutyl and di-2-ethylhexyl phthalates and adipates,
- diethyl and dibutyl tartrates,
- diethyl, dibutyl and di-2-ethylhexyl phosphates,
- propylene glycol derivatives chosen from propylene glycol phenyl ether, propylene glycol diacetate, dipropylene glycol butyl ether and tripropylene glycol butyl ether,
- glycerol esters such as glyceryl triacetate (triacetin).
- the propylene glycol monophenyl ether sold under the name "Dowanol PPH" by the company Dow Chemical, and the dipropylene glycol n-butyl ether sold under the name "dowanol DPnB" by the Company Dow Chemical.

The plasticizer may be incorporated in a proportion ranging from 5 to 50% by weight relative to the total weight of the aqueous dispersion either after the production of the pseudolatex, or during the production of the pseudolatex when the emulsion is being formed, the plasticizer then being incorporated in the organic phase of the emulsion.

The subject of the invention is also a water-based cosmetic composition comprising as film-forming resin and preferably as the sole film-forming resin, the neutralized non crosslinked polyester polyurethane in the form of particles in an aqueous dispersion (pseudolatex) as defined above.

The proportion of pseudolatex in the cosmetic compositions is generally between 0.5 and 30 %, and preferably between 1 and 25 %, by weight relative to the total weight of the composition.

The cosmetic compositions according to the invention can take various forms, for example the form of make-up products for the nails or eyelashes such as nail varnishes or mascaras, and skin care products such as face packs or serums.

The compositions according to the invention can also take the form of hair care products such as styling shampoos, hair-end treatment lotions, hair lacquers and styling gels.

The compositions according to the invention can, in addition, contain UV-A or UV-B or broad-band sunscreen agents, and be used as antisun products.

The compositions according to the invention can contain, moreover, conventional cosmetic adjuvants chosen from fats, organic solvents, silicones, thickening agents, emollients, antifoaming agents, hydrating agents, humectants, nail hardeners, anionic, nonionic or amphoteric polymers or mixes thereof, antiperspirants, alkalinizing agents, colorants, pigments and propellent agents when the compositions take the form of an aerosol.

More specifically, as a fat, it is possible to use an oil or a wax or mixtures thereof, fatty acids, fatty alcohols, fatty acid esters such as C_6 to C_{18} fatty acid triglycerides, petroleum jelly, paraffin, lanolin or hydrogenated or acetylated lanolin.

Among oils, mineral, animal and vegetable oils or synthetic oils may be mentioned, and in particular liquid petrolatum and paraffin, castor, jojoba and sesame oils, as well as silicone oils and gums and isoparaffins.

Among animal, fossil, vegetable, mineral or synthetic waxes, beeswax, carob wax, candelilla wax,

ozokerite and microcrystalline waxes may be mentioned, as well as silicone waxes and resins.

Among thickening agents, there may be mentioned:

- cellulose derivatives such as hydroxyethylcellulose, methylcellulose, hydroxypropylcellulose and carboxymethylcellulose. Among these, the gums sold under the name "Cellosize QP 4400H" by the company Amerchol may be mentioned in particular,

- carob gum, guar gum, the quaternized guar gum sold under the name "Jaguar C-13-S" by the company Meyhall, hydroxypropylguar gum, xanthan gum,

- crosslinked polyacrylic acids such as those sold under the name "Carbopol", by the company Goodrich,

- crosslinked acrylic acid/ (C_{10}/C_{30}) alkyl acrylate copolymers such as those sold under the names "Pemulen TR_1" and "Pemulen TR_2" by the company Goodrich,

- the poly [glyceryl (meth) acrylate] polymers sold under the names "Hispagel" or "Lubragel" by the companies Hispano Quimica or Guardian,

- polyvinylpyrrolidone,

- polyvinyl alcohol,

- the crosslinked acrylamide polymers and copolymers sold under the names "PAS 5161" or "Bozepol C" by the company Hoechst, "Sepigel 305" by the company Seppic or "salcare SC92" by the company Allied Colloid, or alternatively

- the crosslinked methacryloyloxyethyltrimethylammonium chloride homopolymers sold under the name "Salcare SC95" by the company Allied Colloid.

The compositions according to the invention find application most especially in nail care and treatment.

Thus, they can constitute a base coat for the subsequent application, after drying, of a traditional coloured nail varnish. The base coat thus protects the nail from the potentially damaging effect of the nail varnish solvent mixture, and prevents, moreover, the keratin of the nail from being coloured through the effect of the pigments. This base coat makes it possible,

moreover, to improve the adhesion of the nail varnish, and can contain various active agents for nail care in so far as they are soluble in water or readily dispersable.

The advantage of using, according to this embodiment, a base coat of a composition according to the invention enables the nail varnish to be made strippable by simultaneous removal of the base coat and the nail varnish layer.

The compositions according to the invention can also constitute a top coat after application and drying of a traditional coloured nail varnish. This upper coat provides sheen and better mechanical resistance.

According to an especially preferred form, the compositions according to the invention take the form of coloured aqueous nail varnish.

These nail varnishes contain at least one pseudo-latex as defined above in a proportion of 1 to 25 % by weight, at least one thickening agent in a proportion of 0.01 to 5 % and preferably of 0.1 to 1 % by weight, at least one pigment in a proportion of less than 3 % and preferably of between 0.5 and 2 % by weight and at least one wetting agent in a proportion of 0. 1 to 1 % by weight, the remainder consisting essentially of water.

Several examples of preparations of polyester polyurethanes, and also of pseudolatices and cosmetic compositions containing them, will now be given by way of illustration of the invention.

Process for preparing α,ω-dihydroxy polyesters

EXAMPLE A: Preparation of an α,ω-dihydroxy polyester with a 50:50 molar content of 2,2-dimethyl-1,3-propanediol terephthalatesebacate

274.6 g (2.64 mol) of 2,2-dimethyl-1,3-propanediol and 138 g (0.6 mol) of previously melted dimethyl sebacate are introduced into a 500-ml reactor, and the mixture is then heated with stirring until a clear medium is obtained, that is to say to approximately 100°C. 116.4 g (0.6 mol) of dimethyl terephthalate are then added, the mixture is thereafter heated to 150°C and 1.6 g (0.3 % by weight relative to the total weight of the reactants) of zinc acetate dihydrate are then added.

The temperature of the reaction medium is maintained at 150°C for 3 hours in order to remove the methanol formed by transesterification, then raised to 200°C over 45 minutes and maintained for 3 hours.

The mixture is then allowed to return to room temperature while stirring is decreased. Once the temperature reaches 50°C, 300 ml of 1,2-dichloroethane are then added.

The solution is then diluted in 1.7 l of 1,2-dichloroethane and thereafter purified by washing with water.

The organic phase is then dried over anhydrous sodium sulphate and thereafter, following filtration, the extraction solvent is removed by evaporation under vacuum.

300 g of expected α,ω-dihydroxy polyester are thereby obtained, which product takes the form of a paste at room temperature.

Characteristics of the α,ω-dihyroxy polyester obtained:

Hydroxyl value: 190

Molecular weight (determined from the hydroxyl value): 560

IR and RMN: in agreement with the expected data.

EXAMPLES B to D:

According to the same process as described in Example A, the α,ω-dihydroxy polyesters of Table I below were prepared:

TABLE I

Example	Amounts of reactants			Characteristics of the dihydroxy polyester obtained	
	Dimethyl terephthalate	Dimethyl sebacate	2,2-Dimethyl-1,3-propanediol	OH value	Molecular weight
B	232.8 g (1.2 mol)		274.6 g (2.64 mol)	190	590
C		276 g (1.2 mol)	274.6 g (2.64 mol)	185	605
D	58.2 g (0.3 mol)	207 g (0.9 mol)	274.6 g (2.64 mol)	195	570

Process for preparing the polyester polyurethanes

EXAMPLE 1: Preparation of a non crosslinked polyester polyurethane from the prepolymer of Example A

78.6 g (0.3 mol) of dicyclohexylmethane diisocyanate and 150 g of 1,2-dichloroethane are introduced under nitrogen into a 1-1 reactor. The mixture is brought to reflux over 30 minutes under a stream of nitrogen, and then left stirring for 30 minutes at 80°C.

83.2 g (0.15 mol) of the α,ω-dihydroxy polyester of Example A, previously dissolved in 200 g of 1,2-dichloroethane, are then added dropwise over 15 minutes and at 80°C.

After 3 hours, 4.8 g (0.075 mol) of ethanolamine dissolved in 50 g of 1,2-dichloroethane are added, and reaction is allowed to proceed for 1 hour. 10.05 g (0.075 mol) of dimethylolpropionic acid previously dissolved in 30 g of dimethylformamide are then introduced, followed by 0.45 g of tin 2-ethylhexanoate.

After 12 hours at 80°C, the absence of residual isocyanate groups is checked by infrared. If the consumption of dicyclohexylmethane diisocyanate is not

complete, 100 g of ethanol are added to the mixture and reaction is allowed to proceed for 2 hours under reflux.

After cooling, the solution of polyester/polyurethane is purified by precipitation in cyclohexane, and the precipitate is dried under vacuum in an oven at 50°C.

Characteristics of the polyester polyurethane obtained:

Yield: 91 %

Potentiometric assay of acid groups: 6.4 % by weight (theory: 5.7 %)

Molecular weight (steric exclusion chromatography eluent: tetrahydrofuran): 9000

EXAMPLES 2 to 10:

According to the same process as described in Example 1, non crosslinked polyester polyurethanes of Table II below were prepared:

TABLE II

Example	Nature of the prepolymer (Amount)	Nature of the diisocyanate (Amount)	Nature of the coupler (Amount)	Reaction solvent	Characteristics of the polyester polyurethane		
					Yield % by weight	% by weight theoretical acid groups	% by weight acid groups found
2	Example A (1 mol)	DCMD (2 mol)	DMPA (1 mol)	THF	91	8.7	11.7
3	Example A (1 mol)	DPMD (2 mol)	DMPA (1 mol)	THF	89	10	11.8
4	Example A (1 mol)	DCMD (3 mol)	DMPA (2 mol)	THF	91	15.6	16.9
5	Example D (1 mol)	DCMD (2 mol)	DMPA (0.5 mol) Ethanolamine (0.5 mol)	THF	92	5.6	6.4
6	Example C (1 mol)	DPMD (2 mol)	DMPA (0.5 mol) Ethanolamine (0.5 mol)	1,2-dichloroethane	81	5.5	6.8
7	Example B (1 mol)	DCMD (2 mol)	DMPA (0.5 mol) Ethanolamine (0.5 mol)	1,2-dichloroethane	80	5.5	6.8
8	Example B (1 mol)	DCMD (2 mol)	DMPA (1 mol)	1,2-dichloroethane	70	10.1	11.4
9	Example A (1 mol)	DCMD (2 mol)	N-MDEA (1 mol)	THF	82	45.5	45.3
10	Example A (1 mol)	DCMD (3 mol)	N-MDEA (2 mol)	THF	86	69.5	70

DPMD = diphenylmethane diisocyanate
DCMD = dicyclohexylmethane diisocyanate
DMPA = dimethylolpropionic acid
THP = tetrahydrofuran
N-MDEA = N-methyldiethanolamine

EXAMPLE 11:

According to the same process as described in Example 1, the following reactants are reacted:
- dicyclohexylmethane diisocyanate: 78.6 g (0.3 mol)
- α,w-dihydroxy polyester of Example A:83.2 g (0.15 mol)

After 3 hours, the mixture is cooled to 5°C, and 3.3 g (0.045 mol) of 1,3-diaminopropane previously dissolved in 50 g of tetrahydrofuran are then added. After 1 hour with stirring, the mixture is heated to 80°C and 14.07 g (0.105 mol) of dimethylolpropionic acid and 0.45 g of tin 2-ethylhexanoate are added.

After 12 hours at 80°C, the absence of residual isocyanate groups is checked by infrared. If the consumption of dicyclohexylmethane diisocyanate is not complete, 100 g of ethanol are added to the mixture and reaction is allowed to proceed for 2 hours under reflux.

After cooling, the solution of the polyester polyurethane is purified by precipitation in cyclohexane, and the precipitate is then dried under vacuum in an oven at 50°C.

Characteristics of the polyester polyurethane obtained:
Yield: 93 %
Potentiometric assay of acid groups: 8.5 % by weight (theory: 7.2 %).

Preparation of pseudolatices of the polyester polyurethanes

EXAMPLE I: Preparation of the pseudolatex of the polyester polyurethane of Example 1

At room temperature, 10 g of the polyester polyurethane obtained in Example 1 are dissolved in 100 g of tetrahydrofuran, the mixture is stirred with a Moritz

type stirrer, a mixture of 45 g of water and 0.41 g of 2-amino-2-methylpropanol is then introduced gradually and the resulting mixture is stirred for 15 minutes.

The emulsion thereby obtained is then concentrated in a rotary evaporator under partial vacuum and at a temperature below 45°C until the tetrahydrofuran has been completely removed.

The pseudolatex of polyester polyurethane thereby obtained is stable.

Characteristics of the pseudolatex obtained:
Degree of neutralization: 100 %
Concentration of polymers in the pseudolatex: 27 %
Average particle size (measured by quasi-elastic light scattering using a Coultronix company Coulter N4): 50 nm
Polydispersity of the particles: 0.3

EXAMPLES II to XVII:

According to the same process as described in Example I, the pseudolatices of polyester polyurethanes of Table III below were prepared:

TABLE III

Example	Nature of the polyester polyurethane	Nature of the neutralizing agent and degree of neutralization	Final dry extract %	Average particle size nm	Particle size polydispersity
II	Example 2	NaOH 100%	30.4	50	0.23
III	Example 2	AMP 100%	24	45	0.25
IV	Example 2	NaOH 50% + L-lysine 25%	27	110	0.30
V	Example 3	AMP 100%	23	30	0.23
VI	Example 4	AMP 60%	30	30	0.27
VII	Example 4	NaOH 50% + L-lysine 25%	30	120	0.23
VIII	Example 5	AMP 100%	23	50	0.33
IX	Example 6	AMP 100%	25	45	0.30
X	Example 7	AMP 100%	23	25	0.28
XI	Example 8	AMP 100%	30	30	0.25
XII	Example 8	NaOH 50% + L-lysine 25%	25	100	0.25
XIII	Example 9	HCl 80%	25	30	<0.2
XIV	Example 9 plasticized*	HCl 80%	25	30	0.30
XV	Example 10	HCl 70%	25	25	<0.3
XVI	Example 11	AMP 100%	23	40	0.25
XVII	Example 11	NaOH 50% + L-lysine 25%	22	130	0.30

* plasticizing is carried out with 5 % of propylene glycol phenyl ether which has been introduced into the organic phase before production of the emulsion.

EXAMPLES OF COMPOSITIONS

In the following examples, the letters "AS" mean "active substance" when the product used, commercial or otherwise, is in the form of a solution or dispersion in a solvent.

EXAMPLE 1: *Nail varnish*

This nail varnish is prepared by mixing the following ingredients:

- Pseudolatex of Example I 24.88 g (AS)
- Dipropylene glycol n-butyl ether sold under the name "dowanol DPnB" by the company Dow Chemical 3.23 g
- Urethane nonionic associative thickener sold under the name "SER AD FX 1100" by the company Servo 0.3 g
- Pigments 1.0 g
- Fluorinated surfactant sold under the name "forafac 1157" by the company Atochem 0.1 g
- Water qs 100 g

The nail varnish obtained is very resistant to water: the film is intact after 1 hour's stirring in water.

The film hardness is measured by the Persoz pendulum method, at 30°C and at 50 % relative humidity, after the said film of thickness 300 µm has been allowed to dry on a glass plate in a chamber at 30°C and at 50 % relative humidity for 24 hours.

Film hardness: 63.3 +/± 2.5 seconds.

The measured hardness is very satisfactory, the film adheres correctly to the keratin of the nail without flaking. It is not tacky and is scratch-resistant.

The varnish obtained according to the invention is readily applied to the nail and possesses sheen and satisfactory hold.

EXAMPLE 2: *Nail varnish*

This nail varnish is prepared by mixing the following ingredients:

- Pseudolatex of Example I 22.6 g (AS)

- Propylene glycol monophenyl ether sold under the name "Dowanol PPH" by the company Dow Chemical 2.49 g
- Urethane nonionic associative thickener sold under the name "SER AD FX 1100" by the company Servo 0.3 g
- Pigments 1.0 g
- Fluorinated surfactant sold under the name "Forafac 1157" by the company Atochem 0.1 g
- Water qs 100 g

The nail varnish obtained is very resistant to water: the film is intact after 1 hour's stirring in water.

Film hardness (30°C - 50 % relative humidity): 77.0 ± 5.4 seconds.

EXAMPLE 3: *Nail varnish*

This nail varnish is prepared by mixing the following ingredients:

- Pseudolatex of Example IX 20.65 g (AS)
- Urethane nonionic associative thickener sold under the name "SER AD FX 1100" by the company Servo 0.3 g
- Pigments 1.0 g
- Preservatives 0.05 g
- Water qs 100 g

Film hardness (30°C - 50 % relative humidity): 89.4 ± 1.4 seconds.

This varnish is applied readily to the surface of the nails. The film obtained possesses satisfactory sheen and is shock-resistant.

The resistance of the film to water is very satisfactory.

EXAMPLE 4: *Nail varnish*

This nail varnish is prepared by mixing the following ingredients:

- Pseudolatex of Example XIII 20.7 g (AS)
- Propylene glycol monophenyl ether sold under the name "Dowanol PPH" by the

company Dow Chemical 1.07 g

- Urethane nonionic associative thickener sold under the name "SER AD FX 1100" by the company Servo 0.5 g
- Pigments 1.0 g
- Preservatives 0.045 g
- Fluorinated surfactant sold under the name "Forafac 1157" by the company Atochem 0.3 g
- Water qs 100 g

This varnish is applied readily to the nails and possesses satisfactory sheen and hardness. The nail varnish obtained is very resistant to water.

Film hardness (30°C - 50 % relative humidity): 104.90 ± 2.5 seconds.

EXAMPLE 5: *Nail varnish*

This nail varnish is prepared by mixing the following ingredients:

- Pseudolatex of Example XV 20.7 g (AS)
- Urethane nonionic associative thickener sold under the name "SER AD FX 1100" by the company Servo 0.5 g
- Pigments 1.0 g
- Preservatives 0.045 g
- Fluorinated surfactant sold under the name "Forafac 1157" by the company Atochem 0.3 g
- Water qs 100 g

This nail varnish possesses very good resistance to water.

The film obtained after drying is shock- and scratch-resistant.

Film hardness (30°C - 50 % relative humidity): 232.3 ± 4.7 seconds.

EXAMPLE 6: *Mascara*

Phase A:

- Triethanolamine stearate 11.8 g
- Beeswax 5 g
- Carnauba wax 3 g
- Paraffin 1 g

Phase B:

- Black iron oxide 5 g

Phase C:

- Gum arabic 2 g
- Hydroxyethylcellulose sold under the name "Cellosize QP" by the company Amerchol 1.2 g

Phase D:

- Pseudolatex of Example I plasticized with 11 % of propylene glycol phenyl ether sold under the name "Dowanol PPH" by the company Dow Chemical 5 g
- Preservatives qs
- Water qs 100 g

This mascara is obtained by bringing the ingredients of *Phase A* to 85°C, to which *Phase B* is added, and the mixture is stirred using a turbo-mixer.

The water of preparation is then brought to the boil and the preservatives are added, followed, at 85°C, by the ingredients of *Phase C*.

The aqueous phase obtained (85°C) is then added to *Phase A*: (80°C) with stirring using a turbo-mixer (emulsification), followed by the pseudolatex of *Phase D* added last at 30°C, and the mixture is stirred using a paddle.

EXAMPLE 7: *Mascara*

This mascara, having the following composition, is prepared according to the same procedure as that described in Example 6:

Phase A:

- Triethanolamine stearate 12 g
- Beeswax 8 g
- Carnauba wax 3 g
- Paraffin 2 g

Phase B:

- Black iron oxide 5 g

Phase C:

- Gum arabic 2.5 g
- Hydroxyethylcellulose sold under the name

"Cellosize QP" by the company Amerchol 1.5 g
- Keratin hydrolysate sold under the name "Kerasol" by the company Croda 1 g

Phase D:

- Pseudolatex of Example I, plasticized with 13 % of dipropylene glycol n-butyl ether sold under the name "Dowanol DPnB" by the company Dow Chemical 4 g
- Preservatives qs
- Water qs 100 g

EXAMPLE 8: *Mascara*

This mascara, having the following composition, is prepared according to the same procedure as that described in Example 6:

Phase A:

- Triethanolamine stearate 11 g
- Beeswax 10 g
- Carnauba wax 2 g
- Paraffin 1 g

Phase B:

- Black iron oxide 6 g

Phase C:

- Gum arabic 0.8 g
- Hydroxyethylcellulose sold under the name "Cellosize QP" by the company Amerchol 2 g

Phase D:

- Pseudolatex of Example IX 6 g
- Preservatives qs
- Water qs 100 g

EXAMPLE 9: *Mascara*

This mascara, having the following composition, is prepared according to the same procedure as that described in Example 6:

Phase A:

- Glyceryl stearate 3 g
- Mixture of esters of lauric acid and sorbitol and of lauric acid and oxyethylenated sorbitol containing 20 mol of ethylene oxide, sold

under the name "Tween 20" by the company ICI	3.7 g
- Monoesters of stearic acid and sorbitan, sold under the name "Span 60" by the company ICI	5.6 g
- Beeswax	6 g
- Carnauba wax	1.8 g
- Paraffin	7.8 g
Phase B:	
- Black iron oxide	4.5 g
Phase C:	
- Hydroxyethylcellulose sold under the name "Cellosize QP" by the company Amerchol	1.5 g
Phase D:	
- Pseudolatex of Example XV	2 g
- Preservatives qs	
- Water qs	100 g

EXAMPLE 10: *Eyeliner*

Phase A:	
- Black iron oxide	12 g
Phase B:	
- Propylene glycol	4 g
- Hydroxyethylcellulose sold under the name "Cellosize QP" by the company Amerchol	0.1 g
- Laponite	0.5 g
Phase C:	
- Pseudolatex of Example I, plasticized with 11 % of propylene glycol phenyl ether sold under the name "Dowanol PPH" by the company Dow Chemical	5 g
- Preservatives qs	
- Water qs	100 g

This eyeliner is obtained by mixing the ingredients of *Phase B* with water brought to 70°C in which the preservatives have been dissolved.

The black iron oxide of *Phase A* is then added, the ingredients are mixed using a turbo-mixer at room temperature and the pseudolatex of *Phase C* is then added with stirring.

EXAMPLE 11: *Hair style shaping lotion*

This lotion is prepared by mixing the following ingredients:

- Pseudolatex of Example I 5 g (AS)
- Colorants qs
- Preservatives qs
- Perfumes qs
- Water qs 100 g

The shaping lotion obtained is applied after shampooing, and imparts good shape-retention to the hair style.

EXAMPLE 12: *Hair style shaping lotion*

This lotion is prepared by mixing the following ingredients:

- Pseudolatex of Example I 1 g (AS)
- Propylene glycol monophenyl ether sold under the name "Dowanol PPH" by the company Dow Chemical 0.11 g
- Colorants qs
- Preservatives qs
- Perfumes qs
- Water qs 100 g

EXAMPLE 13: *Hair styling lotion in a pump bottle*

This lotion is prepared by mixing the following ingredients:

- Pseudolatex of Example I 3 g (AS)
- Dipropylene glycol n-butyl ether sold under the name "Dowanol DPnB" by the company Dow Chemical 0.39 g
- Colorants qs
- Preservatives qs
- Perfumes qs
- Water qs 100 g

The lotion obtained is sprayed onto the hair after shampooing, and imparts good shape-retention to the hair style.

EXAMPLE 14: *Hair style shaping lotion*

This lotion is prepared by mixing the following ingredients:

- Pseudolatex of Example IX 4 g (AS)
- Colorants qs
- Preservatives qs
- Perfumes qs
- Water qs 100 g

The shaping lotion obtained is applied readily, and provides the hair style with satisfactory shape-retention.

EXAMPLE 15: Hair styling lotion in a pump bottle

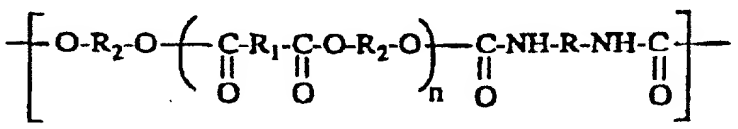
This lotion is prepared by mixing the following ingredients:

- Pseudolatex of Example XIII 3 g (AS)
- Colorants qs
- Preservatives qs
- Perfumes qs
- Water qs 100 g

When applied to the hair, the lotion obtained gives the hair style good hold.

WHAT IS CLAIMED IS:

1. A water-based cosmetic composition having film-forming properties, comprising as film-forming resin, a neutralized non crosslinked polyester polyurethane in the form of particles in an aqueous dispersion, said aqueous dispersion being present in a proportion ranging from 0.5 to 30% by weight relative to the total weight of the composition, the average diameter of the particles being between 5 and 300 nm, and said non crosslinked polyester polyurethane containing units corresponding to the following formulae (I) and (II):



(I)

in which:

R represents an alkylene or cycloalkylene radical or a bivalent aromatic radical having from 6 to 15 carbon atoms,

n represents an integer such that the molecular weight of the recurring unit is between 400 and 5,000,

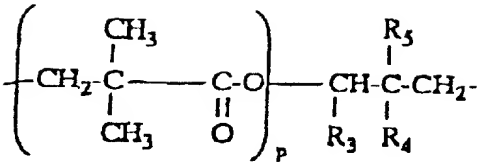
R_1 represents a bivalent radical selected from the group consisting of:

(i) $-(CH_2)_m-$, m being an integer between 2 and 12, and

(ii)  , the movable bond being in the ortho, meta or para position,

R_2 represents a bivalent radical selected from the group consisting of:

(a)

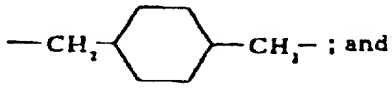


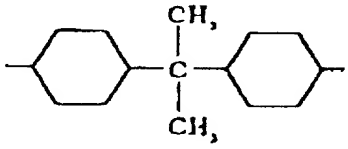
R_3 representing a hydrogen atom or a branched alkyl radical having from 1 to 3 carbon atoms,

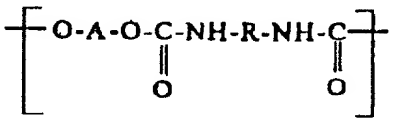
R_4 representing a hydrogen atom or a linear or branched alkyl radical having from 1 to 4 carbon atoms,

R_5 representing a linear or branched alkyl radical having from 1 to 4 carbon atoms, and

p being 0 or 1;

(b)  ; and

(c)  ; and

 (II)

in which:

R is as defined above for the units of formula (I),

A represents an alkylene radical having from 2 to 20 carbon atoms, substituted with a carboxylic or sulphonic acid function, or interrupted by a tertiary nitrogen atom,

and wherein said carboxylic acid or sulphonic acid function is neutralized with a neutralizing agent selected from the group consisting of an inorganic base and an organic base, and said tertiary nitrogen atom is neutralized with a neutralizing agent selected from the group consisting of an inorganic acid and an organic acid, the degree of neutralization being between 20 and 100%,

the mole ratio between the units (II) and units (I) being between 1:1 and 10:1.

2. The cosmetic composition according to claim 1, wherein said aqueous dispersion is present in a proportion ranging from 1 to 25% by weight relative to the total weight of the composition.

3. The cosmetic composition according to claim 1, which further contains a plasticizing agent in a proportion ranging from 5 to 50% by weight relative to the total weight of said aqueous dispersion.

4. The cosmetic composition according to claim 1, which further contains at least one cosmetic additive selected from the group consisting of a fat, an organic solvent, a silicone, a thickening agent, an emollient, a UV-A or UV-B or broad-band sunscreen agent, an antifoaming agent, a hydrating agent, a humectant, a nail hardener, an anionic polymer, a nonionic polymer, an amphoteric polymer, an antiperspirant, an alkalinizing agent, a colorant, a pigment and a propellent agent.

5. The cosmetic composition according to claim 1, which is in the form of a nail varnish base coat.

6. The cosmetic composition according to claim 1, which is in the form of a nail varnish top coat.

7. The cosmetic composition according to claim 1, wherein said cosmetic composition is a colored nail varnish comprising (i) from 1 to 25% by weight of said aqueous dispersion of neutralized non crosslinked polyester polyurethane particles, (ii) from 0.01 to 5% by weight of at least one thickening agent, (iii) less than 3% by weight of a pigment, (iv) from 0.1 to 1% by weight of at least one wetting agent, and the remainder consisting essentially of water.

8. The cosmetic composition of claim 1, which is in the form of a mascara composition.

9. The cosmetic composition of claim 1, which is in the form of an eyeliner.

10. The cosmetic composition of claim 1, which is in the form of a hair care lotion.

11. A process for protecting the nails comprising applying to the surface of the nails the composition of claim 5.

12. A process for strengthening a traditional colored nail varnish film comprising applying to the surface of the nails the traditional colored nail varnish and after drying, applying the composition of claim 6.

Docket No.: WPB 29683B

DECLARATION AND POWER OF ATTORNEY FOR CONTINUATION-IN-PART APPLICATION

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated below next to my name; that

I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, namely the improvement in: NEW POLYESTER POLYURETHANES, PROCESS FOR PREPARING THEM, PSEUDOLATICES PRODUCED FROM THE SAID POLYESTER POLYURETHANES AND THEIR USE IN COSMETIC COMPOSITIONS described and claimed in the specification:

a. ☒ attached hereto;
b. ☐ filed on _____ as Application No. _____ and amended on _____(if applicable);

and that this application in part discloses and claims subject matter disclosed in my or our earlier filed pending applications, Application No. 08/652,943, filed May 24, 1996, which is a division of Application No. 08/283,765, filed August 1, 1994. I hereby state that I have reviewed and understand the contents of this application, including the claims, as amended by any amendment referred to above; and that I acknowledge my duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) and/or United States provisional application(s) filed within one year prior to the earliest of said earlier filed pending applications are hereby claimed:

French Application No. 93 09608 filed August 4, 1993

The following applications for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to said earlier filed pending application, or (b) before the filing date of the above-named foreign priority application(s) and/or United States provisional application(s):

As to any and all subject matter of this application which is not common to said earlier application, I acknowledge my duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) and/or United States provisional application(s) filed within one year prior to this application are hereby claimed:

The following application(s) for patent or inventor's certificate on such subject matter were filed in countries foreign to the United States of America either (a) more than one year prior to this application, or (b) before the filing of the above-named foreign priority application(s) and/or United States provisional application(s):

I hereby appoint the following as my attorneys of record with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office:

James A. Oliff, Registration No. 27,075;
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ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, P.O. BOX 19928, ALEXANDRIA, VIRGINIA 22320. TELEPHONE: (703) 836-6400.

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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IF THERE IS MORE THAN THREE INVENTORS USE PAGE 3 AND PLACE AN "X" HERE ☒.

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Month	Day	Year

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